

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2004-93

March 24, 2004

MAINE PUBLIC SERVICE COMPANY
Request for Approval of a Special Rate
Contract with Evergreen Trading Company

ORDER APPROVING
CONTRACT

WELCH, Chairman; DIAMOND and REISHUS, Commissioners

SUMMARY OF DECISION

By this Order, the Commission approves Maine Public Service Company's (MPS's) proposed Special Rate Contract (contract) with Evergreen Trading Company (Evergreen).

DISCUSSION AND DECISION

On February 5, 2004, MPS filed with this Commission a proposed Special Rate contract with Evergreen. This contract expires on February 28, 2006, prior to the end of the period for which stranded costs have been set.¹ Because this contract does not extend into the next stranded cost period, approving it will not directly affect other ratepayers. Moreover, because the amount of money associated with the discount is not large, there is no significant risk that it will indirectly affect MPS's other customers. Therefore, we will allow the contract to go into effect.

Accordingly, we

O R D E R

That the contract with Evergreen Trading Company, filed by Maine Public Service Company on February 5, 2004, is hereby approved and may become effective as of February 29, 2004, as requested by MPS.

¹ Maine Public Service's stranded cost revenue requirement is currently set through December 31, 2006.

Dated at Augusta, Maine, this 24th day of March, 2004.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Diamond
 Reishus

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.